

1 THE HONORABLE JOHN C. COUGHENOUR
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7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
9 AT SEATTLE

10 S.L. ANDERSON & SONS, INC. *et al.*,

11 Plaintiffs, CASE NO. C18-0742-JCC
12 v. ORDER
13 PACCAR, INC. *et al.*,
14 Defendants.

15 This matter comes before the Court on Defendants' motion to dismiss Plaintiffs' claim
16 for breach of express warranty with prejudice (Dkt. No. 70). On November 13, 2018, the Court
17 dismissed Plaintiffs' claim for breach of express warranty under Wisconsin law without
18 prejudice and with leave to file an amended complaint within 30 days. (Dkt. No. 55.) Plaintiffs
19 did not file an amended complaint, and Defendants now move to dismiss Plaintiffs' claim for
20 breach of express warranty under Wisconsin law with prejudice. (Dkt. No. 70.) Plaintiffs have
21 filed a notice of non-opposition to Defendants' motion to dismiss. (Dkt. No. 71.)

22 Having thoroughly considered the parties' briefing and the relevant record, the Court
23 hereby GRANTS Defendants' motion to dismiss (Dkt. No. 70) and DISMISSES Plaintiffs' claim
24 for breach of express warranty under Wisconsin law with prejudice.

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ORDER
C18-0742-JCC
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1 DATED this 21st day of April 2020.
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John C. Coughenour
UNITED STATES DISTRICT JUDGE